

RENTON CITY COUNCIL
Regular Meeting

August 20, 2001
Monday, 7:50 p.m.

Council Chambers
Municipal Building

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

**ROLL CALL OF
COUNCILMEMBERS**

DAN CLAWSON, Council President; TONI NELSON; RANDY CORMAN; DON PERSSON; KING PARKER; TERRI BRIERE; KATHY KEOLKER-WHEELER.

**CITY STAFF IN
ATTENDANCE**

JESSE TANNER, Mayor; LAWRENCE J. WARREN, City Attorney; MARILYN PETERSEN, City Clerk; GREGG ZIMMERMAN, Planning/Building/Public Works Administrator; JIM SHEPHERD, Community Services Administrator; SUE CARLSON, Economic Development Administrator; JULIE BREWER, Community Relations Manager; REBECCA LIND, Principal Planner; AUDREY SLOAN, Community Program Coordinator; DEREK TODD, Assistant to the CAO; CHIEF GARRY ANDERSON, COMMANDER CURTIS SMALLING, COMMANDER FLOYD ELDRIDGE, ACTING COMMANDER TIMOTHY TROXEL, and ACTING DEPUTY CHIEF KEVIN MILOSEVITCH, Police Department.

**SPECIAL
PRESENTATIONS**

Community Event: *Rentennial*
Sneak Preview

Julie Brewer, Community Relations Manager, stated that throughout the year the City has been hosting events to recognize its centennial and announced that *Rentennial*, the centennial premier theatrical production, will run from September 7th through 9th at Lindbergh High School. She reported that *Rentennial* is free to the public, thanks to a grant from BP that was administered through the Renton Community Foundation. She introduced Bob Batch, President of BP, who indicated that BP is the new operator of the Olympic Pipeline Company based in Renton. Mr. Batch said that BP is proud to sponsor the Renton Centennial Pageant – *Rentennial* which will showcase Renton's heritage and diverse and unique history.

Rentennial cast members entertained the audience by performing sample numbers from the show.

Police: Commission on
Accreditation for Law
Enforcement Agencies

Chief of Police Garry Anderson reported that the Commission on Accreditation for Law Enforcement Agencies (CALEA) adopted national standards in 1982, and law enforcement agencies voluntarily enter into an agreement with the Commission in an effort to meet these standards. He described the accreditation process, and stated that the benefits of having an accredited Police Department are as follows: reduction in liability and insurance costs, reduction in frequency of claims, reduction of costs of claims paid, greater police accountability to the community, increased governmental and community support for the law enforcement agency, and national recognition for professional excellence.

Chief Anderson said that the Renton Police Department first received accreditation in 1991 and again in 1996. The Department is currently undergoing evaluation for re-accreditation, and he introduced Sergeant Chuck Marsalisi, Accreditation Manager, who is responsible for preparing the Police Department for evaluation. Chief Anderson also introduced the assessors from CALEA. Undersheriff Grayson Robinson, the assessors' team leader, expressed his appreciation for the support the assessors have received from Renton citizens

and from Police Department staff.

Police: Volunteer Recognition

Chief of Police Garry Anderson and Community Program Coordinator Audrey Sloan recognized the following Police Department Volunteers:

- Helen Sheatsley (achieved 3,081 hours of service); and
- Marilyn Smith (achieved 500 hours of service).

Chief Anderson also announced that Ms. Smith was chosen as the Police Department Volunteer of the First Quarter 2001.

PUBLIC HEARING

**Planning: IM Zone Amend re:
Adult Day Care**

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Tanner opened the public hearing to consider the proposed text amendment to change processing requirements for Adult Day Care use in the Industrial-Medium (IM) zone from a hearing examiner conditional use to an administrative conditional use.

Rebecca Lind, Principal Planner, explained that Adult Day Care zoning regulations were adopted in 1997 which allowed Adult Day Care activities in residential areas and church facilities. Pointing out that there are two types of Adult Day Care categories, over 12 clients and under 12 clients, she explained that those with 12 or fewer clients are permitted outright in the Industrial-Medium zone in the Valley and by conditional use elsewhere. For those with over 12 clients, it is permitted by administrative conditional use in the Industrial-Light zone and by hearing examiner conditional use in the Industrial-Medium and Heavy zones.

Ms. Lind stated that the IM zones are located primarily in the Employment Area-Valley (EAV) area, and she indicated that EAV policies now support a wider mixture of uses so there is no longer a need to protect the industrial activities from less intensive land uses. Ms. Lind said that the zoning text amendment would shorten review time and provide greater certainty for property owners seeking to develop. It would also ensure compatibility with surrounding uses and is consistent with the Comprehensive Plan. Emphasizing that the notification process remains the same, she noted there is still opportunity for public comment, and the appeal procedure is to the hearing examiner. In conclusion, Ms. Lind recommended amending the processing requirements in the IM zone to designate Adult Day Care as an administration conditional use.

An electronic letter was read from Lisa M. Winterhalter, Project Architect for PKJB Architectural Group, 603 Stewart St., #707, Seattle, 98101, stating her support for the zoning text amendment.

Public comment was invited. There being none, it was MOVED BY PARKER, SECONDED BY NELSON, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED. (See page 287 for ordinance.)

**ADMINISTRATIVE
REPORT**

Derek Todd, Assistant to the Chief Administrative Officer, reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 2001 and beyond. Items noted included:

- ✱ Valley Communications Center is working to gain accredited status with the Commission on Accreditation for Law Enforcement Agencies, Inc., by verifying it complies with state-of-the-art professional standards in the areas of policies, procedures, administration, and operations. Public comments are

welcome; contact Mark Morgan at 253-854-4320 for information.

- ✱ On August 7th, Craig Lande, property manager, was given approval to reoccupy the feed store portion of Lande Feed and the store opened to the general public the following morning.
- ✱ The City of Renton, in partnership with the City of Tukwila, invites the public to attend the Strander Blvd./SW 27th St. Open House this Thursday between 4:00 and 8:00 p.m. in the Council Chambers. A second open house will be held later in the fall.

Police: Dept of Justice Grant
for School Resource Officers

Chief of Police Garry Anderson announced that the Renton Police Department has received a grant from the Department of Justice Office of Community Oriented Policing Services to fund two full-time school resource officers which augment the two officers already assigned to the Renton School District. The grant, with a local match provided by the School District, will cover the salaries and benefits for the officers for three years.

Community Services: Skate
Park Safety Issues

Jim Shepherd, Community Services Administrator, reported on the safety concerns related to the City's Skate Park located in Liberty Park, saying that the City has received numerous complaints about activities at and around the Skate Park. Mr. Shepherd described the following actions the Community Services Department, with the support of the Police Department, plans to take in efforts to alleviate problems associated with the Skate Park:

- Amend the park rules and regulations to include prohibition of several activities at the Skate Park that are not currently specified as violations.
- Research the possibility of monitoring the facility by use of closed circuit TV.
- Add anti-skate obstacles on adjoining properties
- Develop better communication methods between park staff and the police.
- Place recreation staff at the Skate Park to monitor activities and recruit current skaters to help regulate activity at the park.
- The Police Department will visit the park regularly after the beginning of the school year as part of its truancy enforcement program.
- Study the possibility of relocating the playground equipment to a different area in the park.

Councilwoman Nelson said the Skate Park was installed at the request of young people who approached the City with the idea; and she hoped that the same young people will step forward to help control the problems that are occurring. Councilmembers expressed their appreciation to City staff for their efforts towards resolving these problems, and indicated that the City will shut down the Park if the problems continue.

Development Services:
Marshall Property, Junk
Vehicle Ordinance Violation

City Attorney Larry Warren provided an update regarding the Robert Marshall property located at 2902 Mountain View Dr. which contains junk vehicles. Mr. Warren described the efforts the City has taken to get Mr. Marshall to remove the vehicles from his property. Indicating that the Junk Vehicle Ordinance has been fine-tuned and a comprehensive Nuisance Ordinance was adopted on May 14, 2001, Mr. Warren stated that documentation is currently being gathered to determine the current situation regarding the property and it is his intention to

bring a nuisance abatement action against Mr. Marshall.

Councilman Parker stated that the City has been proactive in its approach to addressing this problem and has acted within the confines of the law. Mayor Tanner agreed that the property is a blight on the neighborhood and the City will continue to pursue efforts to have the junk vehicles removed from Mr. Marshall's property.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing. At the request of a Councilmember, item 7.a. was removed for separate consideration.

Appeal: Vazquez
Administrative Variance
(Windsor Way NE), V-01-048

City Clerk submitted appeal of Hearing Examiner's decision denying the appeal for an administrative variance (V-01-048) from the required 15-foot side yard along a street setback in the R-8 zone for property located at 411 Windsor Way NE. Appeal filed by Rosalind Vazquez, accompanied by required fee. Refer to Planning & Development Committee.

Court Case: Rose Ann Jacobs
& Calvin Brown, CRT-01-007

Court case filed in United States District Court, on behalf of Rose Ann Jacobs and Calvin Brown who claim violation of civil rights, assault, outrage, false arrest and false imprisonment allegedly due to being illegally stopped, detained and searched on August 27, 2000, by police officers. Refer to City Attorney and Insurance Services.

Court Case: Squak Mountain
Materials, CRT-01-008

Court case filed in King County Superior Court, on behalf of Squak Mountain Materials, Inc., alleging that Monarch Excavating, Inc., contractor for the Monterey Dr. NE & NE 3rd St. Storm System Replacement project (CAG-00-165), owes plaintiff \$6,888.26 (plus interest and attorney fees) for work completed but never paid for. Refer to City Attorney and Insurance Services.

Vacation: Alley Between Lind
& Seneca Aves, and SW 12th
& 13th Sts (VAC-99-001)

City Clerk recommended approval of an ordinance vacating an alley located between Lind and Seneca Avenues SW and SW 12th and SW 13th Streets (VAC-99-001); the imposed conditions relating to the vacation have been met and because the property is located in the Automall, all fees were waived. Council concur. (See page 287 for ordinance.)

Development Services: Street
Improvements Exemption for
Small Short Plats

Development Services Division recommended addition of an exemption from street improvements to the street standards section of City Code for small single-family zoned short plats, limited to short plats (four lots or less) creating one or two new building lots. Refer to Transportation Committee.

EDNSP: Hotel/Motel Tax
Revenue Allocations (Renton
Lodging Tax Advisory
Committee)

Economic Development, Neighborhoods and Strategic Planning Department recommended approval of the Renton Lodging Tax Advisory Committee recommendation to allocate \$35,000 of the 2000/2001 hotel tax revenues for: the Renton Community Marketing Campaign program of work (\$25,000), and the Renton Community Marketing Campaign for one-time capital expenditures (tenant improvements and furniture) at its Community Marketing Center. (\$10,000). Refer to Finance Committee.

EDNSP: Renton Lodging Tax
Advisory Committee
Membership

Economic Development, Neighborhoods and Strategic Planning Department requested approval for the following members to serve on the Renton Lodging Tax Advisory Committee: Rick Meinig, Silver Cloud Inn General Manager; Tim Salley, Larkspur Landing General Manager; Suzette Cook, President of the Greater Renton Chamber of Commerce; Julie Brewer, City of Renton Community Relations Manager; and King Parker, City of Renton Councilmember. Council concur.

Human Resources: Civil Engineer III Hire at Step D

Transportation Systems Division requested authorization to fill a Civil Engineer III position at Step D of the salary range. Refer to Finance Committee.

Solid Waste: Waste Reduction & Recycling Grant Program, King County Contract Amend

Utility Systems Division requested approval of Amendment No. 1 to CAG-00-182, 2000 and 2001 City Optional Program and Waste Reduction & Recycling Grant Program Interlocal Agreement to receive an additional \$56,388 to be used for 2001 Special Recycling Events, 2001 Business Recycling Program and an Organics/Natural Lawncare Pilot. Refer to Utilities Committee.

Solid Waste: Local Hazardous Waste Mgmt Program, Dept of Public Health

Utility Systems Division requested approval of Amendment No. 7 to CAG-95-060, Local Hazardous Waste Management Program Memorandum of Agreement with Seattle-King County Department of Public Health to receive \$36,176 to be used for household hazardous waste programs. Approval is also requested to appropriate \$11,926 to the Solid Waste budget to cover costs associated with the grant program. Refer to Utilities Committee.

MOVED BY CLAWSON, SECONDED BY CORMAN, COUNCIL APPROVE THE CONSENT AGENDA AS AMENDED TO REMOVE ITEM 7.a. CARRIED.

Separate Consideration
Item 7.a.

Council Minutes of August 13, 2001

Councilwoman Keolker-Wheeler requested that the Council minutes of August 13, 2001, be corrected as indicated:

Page 271, Rich Wagner's comments under Audience Comment should include specific issues identified for future Council review by Mr. Wagner in his letter (which was referred to Planning and Development Committee on 8/13/2001) as follows:

- Neighborhood identity design standards, including street scape and project level design;
- Pedestrian frontages in the downtown area;
- Automall amenities package; and
- Landscaping requirements.

MOVED BY KEOLKER-WHEELER, SECONDED BY CORMAN, COUNCIL APPROVE ITEM 7.a. AS CORRECTED. CARRIED.

CORRESPONDENCE

Citizen Comment: WEDFA - Resolution for Bond Issuance for Vectra LLC (Monster Rd SW Construction Project)

Correspondence was read from Jonathan A. Hayes, Executive Director of Washington Economic Development Finance Authority (WEDFA), 1000 2nd Ave., Suite 2700, Seattle, 98104, requesting adoption of a Planning Jurisdiction Approval Resolution to authorize WEDFA to issue tax-exempt economic development revenue bonds to fund the Vectra, LLC project for construction of an addition to a building located at 1400 Monster Rd. SW. MOVED BY KEOLKER-WHEELER, SECONDED BY PARKER, COUNCIL REFER THIS LETTER TO THE PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

Citizen Comment: Hamilton-Bruzzi – Fireworks Ban

Correspondence was read from Ginette Hamilton-Bruzzi, 2300 Jefferson Ave. NE, Unit I-138, Renton, 98056, requesting that the City ban the use of fireworks. MOVED BY CORMAN, SECONDED BY PARKER, COUNCIL REFER THIS LETTER TO THE PUBLIC SAFETY COMMITTEE. CARRIED.

OLD BUSINESS**Transportation Committee**

Development Services:

Temporary Alley Closure

(between Burnett & Williams
Aves S)

Transportation Committee Chair Persson presented a report regarding the temporary alley closure for Centex Homes. Centex Homes has applied for permits to construct a thirty-seven-unit condominium complex at the American Legion site along the Cedar River at 55 Williams Ave. S. The site plan has been approved.

Centex Homes is requesting to temporarily close the alley one block north of S. Tobin St. between Burnett Ave. S. and Williams Ave. S. for construction, staging and excavation purposes. Due to the limited width of the twenty-foot alley along the south end of the construction site, safe vehicle and pedestrian passage from Burnett Ave. S. to Williams Ave. S. is not feasible during construction.

If approved, the alley would be closed in late August 2001 for a period up to eleven months. Local access would be diverted through S. Tobin St. located one block south of the alley. Appropriate signage and a traffic control plan will be required. The Committee recommended that the alley closure between Burnett Ave. S. and Williams Ave. S. be approved for a period of eleven months with the following stipulations:

- Access through the alley will be closed to the public during construction. Emergency access through the alley, however, will be provided for the Fire Department at all times. Ten feet of roadway will be provided in the alley for fire truck access with the exception of a ten-foot strip of roadway requiring saw cutting, where nine feet will be allowed. The contractor shall: 1) post large signs along the travel route ten days in advance advising of the closure and detour routes, 2) maintain emergency and pedestrian access at all times, and 3) implement and maintain an approved traffic control plan to the satisfaction of the Transportation and Development Services Divisions.
- The applicant will contact McLendon's Hardware and Renton Senior Housing as soon as possible to inform them of the proposed alley closure.

The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. **MOVED BY PERSSON, SECONDED BY KEOLKER-WHEELER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.** (See page 287 for resolution.)

Finance Committee

Human Resources: Local 2170

Leave Sharing Program

Finance Committee Chair Parker presented a report recommending concurrence in the staff recommendation to approve the proposal to implement a Leave Sharing Program on an interim basis with Local 2170 bargaining unit for the remainder of the 2000 – 2002 contract.

The purpose of the proposed Leave Sharing Program is to provide only Local 2170 members the ability to donate accrued vacation leave, personal holiday hours and/or compensatory time to other Local 2170 members who are on Family Medical Leave, have exhausted all paid time off, and require additional time off.

This program shall remain in effect during the current collective bargaining agreement to expire December 31, 2002, and shall be formalized in a memorandum of understanding. This interim period for this program shall not be precedent setting. This program shall not automatically be carried forward to the subsequent collective bargaining agreement unless specifically negotiated. There will be no fiscal impact. **MOVED BY PARKER, SECONDED BY NELSON,**

COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

ORDINANCES AND RESOLUTIONS

Resolution #3523

Development Services:
Temporary Alley Closure
(between Burnett & Williams
Aves S)

The following resolution was presented for reading and adoption:

A resolution was read authorizing the temporary closure of the alley between Williams Ave. S. and Burnett Ave. S., one block north of S. Tobin St., for a period of 11 months during the Centex Homes construction project, 55 Williams Condominiums. MOVED BY PERSSON, SECONDED BY KEOLKER-WHEELER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

The following ordinances were presented for first reading and referred to the meeting of 8/27/2001 for second and final reading:

Vacation: Alley Between Lind
& Seneca Aves, and SW 12th
& 13th Sts (VAC-99-001)

An ordinance was read vacating an alley located between Lind and Seneca Avenues SW and SW 12th and SW 13th Streets (File No. VAC-99-001). MOVED BY CLAWSON, SECONDED BY KEOLKER-WHEELER, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 8/27/2001. CARRIED.

Planning: IM Zone Amend re:
Adult Day Care

An ordinance was read amending Section 4-2-060.G and 4-2-070.Q, of Chapter 2, Land Use Districts, of Title IV (Development Regulations) of City Code by amending the Industrial-Medium (IM) zone to change processing requirements for Adult Day Care. MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 8/27/2001. CARRIED.

Planning: Downtown Owner
Occupied Housing Incentive
District

An ordinance was read amending Section 4-2-110.F, Development Standards for Residential Zoning Designations, and Section 4-2-120.B, Development Standards for Commercial Zoning Designations, of Chapter 2, Land Use Districts, of Title IV (Development Regulations) of City Code by allowing certain development and mitigation fees to be waived. MOVED BY CLAWSON, SECONDED BY NELSON, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 8/27/2001. CARRIED.

The following ordinances were presented for second and final reading and adoption:

Ordinance #4911

Rezone: Springbrook
Watershed, P-1 to RC, Talbot
Rd S (R-01-061)

An ordinance was read changing the zoning classification of 52.31 acres located at 5750 Talbot Rd. S. from P-1 (Public Use) to RC (Resource Conservation) with a P-suffix designation (Springbrook Watershed Rezone; File No. R-01-061). MOVED BY KEOLKER-WHEELER, SECONDED BY NELSON, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

Ordinance #4912

Planning: Right-of-Way Use
Amendments

An ordinance was read amending Sections 9-2-1 through 9-2-5, and Section 9-2-7 of Chapter 2, Excess Right-of-Way Use, of Title IX (Public Ways and Property) of City Code by authorizing temporary and permanent use of portions of a right-of-way that are below grade or involve air rights. MOVED BY KEOLKER-WHEELER, SECONDED BY NELSON, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

NEW BUSINESS

SCA: Reorganization

MOVED BY KEOLKER-WHEELER, SECONDED BY PERSSON,
COUNCIL REFER THE TOPIC OF THE SUBURBAN CITIES

ASSOCIATION REORGANIZATION TO COMMITTEE OF THE WHOLE.
CARRIED.

Transportation: Speeding
Problems in Neighborhoods

MOVED BY KEOLKER-WHEELER, SECONDED BY PERSSON,
COUNCIL REFER THE GENERAL TOPIC OF SPEEDING IN
NEIGHBORHOODS TO THE TRANSPORTATION COMMITTEE.
CARRIED.

Development Services:
Nuisance Ordinance
Applicability (Boats on
Trailers)

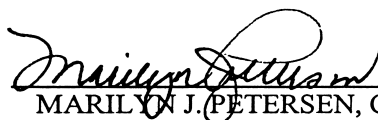
Councilwoman Keolker-Wheeler inquired if the Nuisance Ordinance applied to situations such as boats on trailers in yards. City Attorney Larry Warren said the ordinance would apply if it is in violation of the zoning code. He advised that complaints should be made to the City's Code Enforcement Officers and then the matter will be investigated.

Development Services:
Enforcement of Mitigation
Conditions (Landscaping) for
Developments

Councilwoman Keolker-Wheeler commented that the landscaping required of developers as a condition to the construction of developments is often not being properly maintained. She requested that the Administration investigate documentation regarding the installation and the maintenance of the landscaping at the apartment development in the Victoria Hills neighborhood on Benson Rd. S. to see if all conditions are being complied with. MOVED BY KEOLKER-WHEELER, SECONDED BY PARKER, COUNCIL REFER THE GENERAL TOPIC OF TOOLS FOR ENFORCEMENT OF LANDSCAPING AND OTHER MITIGATION CONDITIONS FOR BUSINESS AND RESIDENTIAL DEVELOPMENTS TO THE PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

ADJOURNMENT

MOVED BY CLAWSON, SECONDED BY NELSON, COUNCIL ADJOURN.
CARRIED. Time: 9:11 p.m.



MARILYN J. PETERSEN, CMC, City Clerk